

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA –FORTY-THIRD MEETING

THURSDAY, MAY 20, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Twentieth Proclamation issued by Governor David Ige on May 7, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-05, effective May 7, 2021 (Emergency Order). In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://zoom.us/j/94511015737>; by dialing 1-408-638-0968, entering the meeting ID#: 945 1101 5737#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The regular minutes of the 33rd (3/4/21) and 35th (3/18/21) meetings, and the regular and executive session minutes of the 32nd (2/25/21) meeting, as previously circulated, to be approved by the Commission.

PUBLIC HEARINGS:

- | | |
|--|---|
| 1. Appl. No. 19-16461 from Pesca Waikiki Beach Inc., dba Pesca Waikiki Beach Inc., 1777 Ala Moana Boulevard, Sky Room 30A/30B | For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 3/25/21) |
| 2. Appl. No. 21-22198 from Masao Properties Incorporated, dba Beer Lab HI, 98-1005 Moanalua Road, Unit 884, Aiea (Pearlridge Center) | For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 3/25/21) |

LICENSE APPLICATIONS:

Temporary License Application:

- | | |
|--|--|
| 3. Appl. No. 21-23114 from SDB Enterprise LLC, dba Bourbon Street Restaurant & Bar | For a Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) at 1055 Alakea Street, the current site of The Mandalay (R0763) |
|--|--|

REQUESTS:

- | | |
|--|---|
| 4. Request No. 21-23186 from TBB Holdings, Inc., dba Teddy's Bigger Burger, Restaurant General license (Category No. 1 – Standard Bar), 66-111 Kamehameha Highway, #801, Haleiwa (R1441) | Requesting a 90-day trial period to provide live or recorded music and dancing at its licensed premises |
|--|---|

REQUESTS: (CONT.)

- | | |
|--|---|
| 5. Request No. 21-23198 from Lokahi Brewing Company LLC, dba Lokahi Brewing Company, Small Craft Producer Pub General license (Category No. 1 – Standard Bar) 1160 South King Street, Unit B (S0006) | Requesting approval to temporarily increase its licensed premises from Friday, May 28, 2021 through Friday, December 31, 2021, from 2:00 p.m. to 11:59 p.m. |
| 6. Request No. 21-23200 from Woojin F & B Hawaii, Inc., dba Seoul Tofu House, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 2299 Kuhio Avenue, Space C (R1343) | Requesting fourth extension of time until June 15, 2021, to present its Tax Clearance after the July 31, 2020 deadline, pursuant to Rule 3-82-31.4(b)

(Prior extensions approved on: July 16, 2020 (until 9/30/20); September 24, 2020 (until 12/31/20); and January 14, 2021 (until 4/30/21)) |
| 7. Request No. 21-23205 from Ruma Spear LLC, dba Arnold's Beach Bar & Grill, Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing), 339 Saratoga Road (E1431) | Requesting approval to allow Authorized agent, Debbie Eichelberger, to sign the liquor license renewal application for FY2021-2022 |

OTHER BUSINESS:

- | | |
|---|---|
| 8. Request No. 21-23206 from Terrence M. Lee, manager, on behalf of MIBB #2 LLC | Requesting waiver of Rule 3-82-32.1(a) requiring a temporary license application be filed within five working days of the surrender of the previous business or the closing of the business

(Premises at 2330 Kalakaua Avenue, Suite 312, former site of Kona Grill (R1182)) |
|---|---|

OTHER BUSINESS: (CONT.)

9. Request No. 21-23215
from Emmanuel
Zibakalam, authorized
agent, on behalf of TBB
Holdings, Inc.

Petition for rehearing of Application
No. 20-21905 from TBB Holdings,
Inc., dba Teddy's Bigger Burger, as
a Restaurant General license
(Category No. 2 – Live
Entertainment or Recorded Music
and Dancing)

(Application was approved on
April 22, 2021, as a Restaurant
General license (Category No. 1 –
Standard Bar))

(Premises at 66-111 Kamehameha
Highway, Haleiwa)

ADOPTION OF DECISION AND ORDER:

10. Aloha Beer Company, LP
(LCV 19-0386)
(B0011)

For adoption of Decision and Order

11. Don E Don
(LCV19-0406)
(R1342)

do.

12. Don E Don
(LCV 20-0001)
(R1342)

do.

13. Goodies Market
(LCV 19-0368)
(D0375)

do.

14. Goodies Market
(LCV 19-0387)
(D0375)

do.

15. Ku'ai Market #1401
(LCV 20-0098)
(D1093)

do.

ADOPTION OF DECISION AND ORDER: (CONT.)

- | | | |
|-----|---|------------------------------------|
| 16. | Leeward Bowl
(nka Eight 50/Leeward Bowl)
(LCV 20-0068)
(E0465) | For adoption of Decision and Order |
| 17. | Sandy's Sports Bar & Grill
(LCV 20-0321)
(E1226) | do. |
| 18. | Sushi II, Inc.
(LCV 20-0133)
(R0999) | do. |

ADJUDICATION HEARINGS:

- | | | |
|-----|--|--|
| 19. | Aburiya Ibushi
(LCV 21-0118)
(R1415) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 25, 2021) |
| 20. | Bar Elixrs
(LCV 19-0255)
(E1574) | (1) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about August 1, 2019) |

ADJUDICATION HEARINGS: (CONT.)

- | | |
|---|--|
| Bar Elixrs
(LCV 19-0255)
(E1574)
(Cont.) | (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of each of its employees when these employees were on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about August 1, 2019) |
| 21. Bar Elixrs
(LCV 21-0123)
(E1574) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 26, 2021) |
| 22. Doraku/Blue Tree Café
(LCV 21-0117)
(R1014) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 27, 2021) |

ADJUDICATION HEARINGS: (CONT.)

23. Ginza Won Restaurant
(LCV 21-0119)
(R0405)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-01 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 20, 2021)
24. Halona Lounge
(LCV 19-0370)
(E0384)
- Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about October 19, 2019)
25. Halona Lounge
(LCV 21-0124)
(E0384)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 27, 2021)
26. The Odom Corporation
(LCV 20-0057)
(C0132)
- Licensee failed to notify the Commission in writing of the name, age, and place of residence of an officer or director, within thirty days from the date of election of such officer or director (Violation of Section 281-41(i), HRS) (Date of violation: On or about May 23, 2019)

ADJUDICATION HEARINGS: (CONT.)

- | | |
|--|--|
| 27. Sunny's Mart
(LCV 19-0369)
(D0515) | Licensee made physical alterations within its licensed premises without filing an updated floor plan within five business days of completion (Violation of Rule 3-83-62(a)) (Date of violation: On or about May 30, 2019) |
| 28. Whitmore Mini Mart
(LCV 19-0331)
(D0900) | Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about May 20, 2019) |
| 29. Soup House & Karaoke Q
(LCV 20-0132)
(R1410) | Licensee failed to obtain written permission from the Commission prior to installing or operating any system which provides music and enables customers to sing along with that music (i.e. "karaoke machines") (Violation of Rule 3-82-47.1(b)) (Date of violation: On or about July 3, 2020) |
| (Continued from May 6, 2021) | |
| 30. Soup House & Karaoke Q
(LCV 21-0109)
(R1410) | (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-01 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 19, 2021) |

ADJUDICATION HEARINGS: (CONT.)

Soup House & Karaoke Q
(LCV 21-0109)
(R1410)
(Cont.)

- (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about February 19, 2021)

(Continued from May 6, 2021)

31. Cho Ga Jip
(LCV 19-0315)
(R1041)

- (1) Licensee permitted the sale, service or consumption of liquor on or within the licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(a)) (Date of violation: On or about August 31, 2019)
- (2) Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(b)) (Date of violation: On or about August 31, 2019)
- (3) Illicit or illegal drugs were observed in plain view on the licensed premises (Violation of Rule 3-84-78.05(a)) (Date of violation: On or about August 31, 2019)

(Continued from March 11, 2021)

ADJUDICATION HEARINGS: (CONT.)

32. Cho Ga Jip
(LCV 20-0323)
(R1041)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-30 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about December 24, 2020)

(Continued from March 11, 2021)

OTHER BUSINESS: (CONT.)

33. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.